

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

**EUGENIA GALLO, INDIVIDUALLY
AND AS SPECIAL ADMINISTRATOR
OF THE ESTATE OF KENNETH
KRESTAR,
PLAINTIFFS**

VERSUS

**TAKED PHARMACEUTICALS
AMERICA, INC.; TAKEDA
PHARMACEUTICALS U.S.A., f/k/a
TAKEDA PHARMACEUTICALS
NORTH AMERICA, INC., and TAKEDA
PHARMACEUTICAL COMPANY
LIMITED;
DEFENDANTS**

MISC. CASE NO. 6:16-mc-00087

JUDGE DOHERTY

MAGISTRATE JUDGE HANNA

**REPORT AND RECOMMENDATIONS ON UNOPPOSED MOTION FOR
SETTLEMENT AS TO CLAIMS OF DECEDENT, KENNETH KRESTAR**

This Court, having reviewed Plaintiffs' Unopposed Motion to Approve Settlement as to Claims of Eugenia Gallo (surviving spouse) as Special Administrator and Derivative; and Bruce Krestar, Brian Krestar, Kathleen Krestar Myers, Richard Krestar, Brenda Krestar and Cheryl Krestar as Derivative Claimants and Takeda Pharmaceutical Company Limited and Takeda Pharmaceuticals U.S.A., Inc. (collectively "Takeda"), the parties having received due notice of and having had the opportunity to be heard, and this Court having considered all submissions made, I recommend to the Court that the Motion be

GRANTED and

The settlement by and between Plaintiffs, Eugenia Gallo as Special Administrator and Derivative; and Bruce Krestar, Brian Krestar, Kathleen Krestar Myers, Richard Krestar, Brenda

Krestar and Cheryl Krestar as Derivative Claimants individually and as legal heirs to the Estate of Kenneth Krestar deceased, and Takeda, as notice to the Court on November 29, 2016 be

APPROVED.

The Court has jurisdiction of this matter by virtue of the Plaintiffs participating in the Actos MDL Master Settlement Agreement.

ANY PARTY OBJECTING TO THIS RECOMMENDATION SHALL SUBMIT OBJECTIONS, IN WRITING, DIRECTLY TO JUDGE DOHERTY'S CHAMBERS – AND SHALL NOT FILE THE OBJECTION INTO THE RECORD – NO LATER THAN TEN (10) DAYS AFTER ENTRY OF THIS RECOMMENDATION.

If there is no objection within ten (10) days of the entry of this Recommendation, the Recommendation will become an Order.

This is DONE AND SIGNED in Lafayette, Louisiana, this 6th of December 2016.



HONORABLE PATRICK J. HANNA
UNITED STATES MAGISTRATE JUDGE